



Town of Groton, Connecticut

Meeting Agenda

45 Fort Hill Road
Groton, CT 06340-4394
Town Clerk 860-441-6640
Town Manager 860-441-6630

Representative Town Meeting

Moderator Jean-Claude Ambroise, Representatives Karin Adams, Scott W. Aument, Sr., Joseph Baril, Nancy E. Barnhart, Alicia Bauer, Genevieve Cerf, Susan Chase-Hildebrand, Michael Collins, Christine Conley, Susan Deane-Shinbrot, Luanne E. DeMatto, Nancy Driscoll, Dave Ferreira, Neal Gardner, Patrice Granatosky, Dolores Harrell, Karen Hatcher, Keith L. Hedrick, Conrad F. Heede, Lynn Crockett Hubbard, Michael Dean Johnson, Rosanne E. Kotowski, Jim Loughlin, Jackie Massett, Bruce A. McDermott, Roscoe Merritt, Scott Newsome, Richard J. Pasqualini, Jr., Betty A. Prochaska, Pam Ryley, Jack Sebastian, Dana S. Semeraro, Richard Semeraro, Joan Steinfeld, Irma Streeter, Mark Svencer, Archie C. Swindell, Lori A. Watrous, Amanda L. Whewell and Ivy R. Williams

Wednesday, August 08, 2012

7:30 PM

Groton Senior Center

REGULAR MEETING

- A. ROLL CALL
- B. MOMENT OF SILENCE AND SALUTE TO THE FLAG
- C. APPROVAL OF MINUTES OF JULY 11, 2012
- D. CITIZENS' PETITIONS

This is the portion of the RTM agenda where the RTM welcomes comments from citizens. Each presentation should be limited to ten minutes or less, and citizens should, if possible, submit written comments. Presentations should be limited to matters pertinent to Groton. The Moderator, or members through the Moderator, shall ask questions only in order to clarify the speaker's presentation. Responses may be given by the Moderator and/or by the Town Manager. Citizens should make their presentations from the lectern and state their names and addresses for the record.

- E. RECEPTION OF COMMUNICATIONS
- F. REPORT OF THE TOWN MANAGER
 - 1. Financial report
 - 2. Monthly briefing
- G. REPORT OF THE SUPERINTENDENT OF SCHOOLS
- H. LIAISON REPORTS
- I. COMMITTEE REPORTS
 - 1. FINANCE - Chairman Granatosky
 - 2. COMMUNITY DEVELOPMENT & SERVICES - Chairman Ferreira
 - 3. EDUCATION - Chairman Hedrick
 - 4. RECREATION - Chairman Streeter
 - 5. PUBLIC SAFETY - Chairman Pasqualini
 - 6. PUBLIC WORKS - Chairman Collins

2012-0213 Adoption of Ordinance for Road Maintenance and Rehabilitation

ADOPTION OF AN ORDINANCE APPROPRIATING \$11,200,000 FOR THE CALENDAR YEARS 2013 THROUGH 2017 ROAD MAINTENANCE AND REHABILITATION PROGRAM AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GROTON:

Section 1. That the sum of ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS (\$11,200,000) is appropriated for costs related to maintenance and rehabilitation of the Town's accepted network of roads anticipated to be accomplished during calendar years ending December 31, 2013 through December 31, 2017, and costs related to the financing thereof. The estimated costs of the project are: (a) \$3,542,011 for maintenance and rehabilitation of roads located within the boundaries of the City of Groton, (b) \$986,703 for maintenance and rehabilitation of roads located within the boundaries of the Groton Long Point Association, (c) \$6,364,800 for maintenance and rehabilitation of roads within the Town and outside of boundaries of the City of Groton and Groton Long Point Association, and (d) \$306,486 for financing costs. The project is contemplated to include the roads described in the document entitled "Town of Groton, CT, Calendar Years 2013 through 2017 Road Maintenance and Rehabilitation Program," as presented to the Town Council on June 26, 2012, a copy of which has been placed on file in the office of the Town Clerk, and improvements to such other roads as may be determined from time-to-time by the Town Council following consultation as applicable with the Mayor of the City of Groton and the President of the Groton Long Point Association. The road maintenance and rehabilitation is contemplated to include a combination of milling, crack sealing, overlay and/or full depth reclamation, replacement of deteriorated curbing, resetting or installation of new catch basin tops, traffic markings including line striping, stop bars and arrows, installation of signal loops for traffic signals, loaming and seeding of the disturbed areas, and related work and improvements. The appropriation may be spent for design, acquisition, installation and construction costs, equipment, materials, construction management, site improvements, environmental remediation including disposal of waste materials, easement acquisition, engineering fees, design and bidding services, testing and inspection costs, traffic control, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. Following consultation as applicable with the Mayor of the City of Groton and the President of the Groton Long Point Association, the Town Council shall determine the scope and particulars of the project and may reduce or modify the scope of the project, and the entire appropriation may be expended on the project as so modified or reduced.

Section 2. That the Town issue bonds or notes, in an amount not to exceed ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS (\$11,200,000) to finance the appropriation for the project.

Section 3. That the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes for the project. The amount of the notes outstanding at any time shall not exceed ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS (\$11,200,000).

Section 4. That the Town Council shall determine the amount of bonds or notes authorized by Section 2 to be sold. The Town Manager and the Director of Finance shall determine the amount of any temporary notes authorized by Section 3 to be sold. The Town Manager and the Director of Finance of the Town shall sign any bonds or notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes. The Town Manager and the Director of Finance are authorized to determine the dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes; to provide for the keeping of a record of the bonds or notes; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to designate a financial advisor to the Town in connection with the sale of the bonds or notes; to sell the bonds or notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes.

Section 5. That the Town hereby declares its official intent under Federal Income Tax Regulation

Section 1.150-2 that (except to the extent reimbursed from grant moneys) project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings, including qualified tax credit bonds, in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this ordinance if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

Section 6. That the Town Manager and the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes.

Section 7. That the Town Manager, the Director of Finance, and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds or notes to finance the aforesaid appropriation.

Section 8. This ordinance shall become effective only if it has been adopted by vote of not less than five (5) members of the Town Council and by the Representative Town Meeting, and only if the appropriation set forth in Section 1 and the issuance of bonds and notes to finance said appropriation have been approved by the voters at referendum in accordance with Sections 5.5.5.1 and 9.13 of the Town Charter, and notice of passage has been published in accordance with the provisions of the Town Charter.

Refer to RTM.

Legislative History

7/3/2012	Mayor	Referred	Town Council Committee of the W
7/10/2012	Town Council	Adopted and Referred	Representative Town Meeting
7/10/2012	Town Council Committee of the Whole	Discussed	

The Town Manager explained the need to recess the Committee of the Whole meeting for a special meeting of the Town Council and a public hearing on the ordinance prior to adoption.

He distributed a letter from Marian Galbraith in support of the project and two suggested resolutions for adoption of the ordinance and authorization to use a description of the ordinance for publication purposes. There are two minor typographical changes suggested by the Town Attorney that must be noted during the public hearing.

The Committee of the Whole meeting recessed at 7:28 p.m. for a special meeting of the Town Council.

The Committee of the Whole meeting reconvened at 7:47 p.m.

7/10/2012	Town Council Committee of the Whole	Recommended for a Resolution
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Councilor Flax will not support this ordinance because it is circumventing the political process in the Town. He would rather see the three entities work together on the roads. Councilor Flax asked for the cost to pave a road in the Town per linear foot or some other measurement. Councilor O'Beirne noted that the bond ordinance opens a budget item to a political process that is not available to citizens for any other budget item. A referendum on a five year budget item is an extension of the political process rather than circumvention. Councilor Johnson noted that sending this bond ordinance to referendum is not the same as supporting the project. Councilor Streeter noted that over the years during the budget process the funding for highways has been chopped over and over which caused the need for this project. He cited Thames Street as an example. There has been extreme frustration in the City that funding was not made available for their road projects. This gives the voters the opportunity to have a say on the roads. Councilor Streeter encouraged the Council to make money available in the budget for roads so that the Town does not have to bond as much. Councilor Schmidt agreed that the voters get to indicate their preference and the road improvements will support businesses. Councilor Watson agreed with Councilor O'Beirne. Mayor Somers noted that many municipalities

do road maintenance through bonding. She noted that it is easy to take road quality for granted. This is an authorization to bond, but the Town may not need to borrow the entire amount if the Town changes its historical process of cutting funds for streets. The RTM will vote on this bond package so they do have a say in the process. Mayor Somers suggested that this method may even save money versus doing the projects piecemeal. In response to questions by Councilor Flax, the impact of debt on the mill rate and debt service was clarified

7/11/2012

Representative Town Meeting

Referred

RTM Public Works Committee

7. RULES & PROCEDURES - Chairman Massett

2012-0198 Review of RTM Rules

REVIEW OF RTM RULES (Sec. 3.8, Sec. 6 and Rules as a whole)

Legislative History

6/13/2012

Representative Town Meeting

Referred

RTM Rules & Procedures Commi

During discussion of the proposed change to RTM Rule 9.2, Chairman Massett requested a referral to clarify Sec. 3.8 regarding recognition of non-members and Sec. 6.2 "Committee Membership and Chair Appointment" and to review the RTM Rules as a whole.

The Moderator agreed and stated that proposed amendments to the RTM Rules will be provided in writing and made available to all members prior to discussion and vote by the body. He noted that there is no due date for this referral.

Chairman Massett requested that members send any suggested changes in writing to the Town Clerk.

Later in this meeting, a request was made by Rep. Kotowski to add "Budget Discussion" to the agenda under Section 5 "ORDER OF BUSINESS." The Moderator stated that the new referral will include this request, since the Rules & Procedures Committee is charged with reviewing the RTM Rules as a whole under the referral. He also noted that any change to the rules would require a two-thirds vote.

9. CONSOLIDATION - Chairman Pasqualini

J. OTHER BUSINESS

K. ADJOURNMENT